

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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SECURITIES AND EXCHANGE COMMISSION,	:
	:
Plaintiff,	:
	:
- v. -	:
	:
JASON SUGARMAN,	:
	:
Defendant.	:
----- X	

19 Civ. 5998 (WHP)

**STIPULATION AND ORDER GOVERNING PRESERVATION OF  
DOCUMENTS AND CONDUCT OF ANTICIPATED DISCOVERY**

WHEREAS, on August 13, 2019, the Court entered an Order staying discovery in this action pending entry of judgments in the parallel criminal action, United States v. Jason Galanis, 16 Cr. 371 (RA) (S.D.N.Y.), or the charges against Defendants Archer and Morton are dismissed (Doc. 25 at 2) (the “Stay Order”);

WHEREAS, notwithstanding the stay of discovery, the Stay Order permits the Plaintiff, Securities and Exchange Commission (“Commission”), to seek to preserve documents in the possession of third parties (Doc. 25 at 2);

WHEREAS, Camden Capital Partners and Camden Real Estate Opportunity Fund I (collectively the “Camden Entities”) are non-party entities that may maintain documents that the Commission contends are relevant to this action;

WHEREAS, the Commission and the Camden Entities have an interest in ensuring that all anticipated discovery concerning the Camden Entities will be conducted in an efficient and economical manner that is proportional to the needs of the case and reasonably limited to avoid imposing undue burden or expense on the Camden Entities.

NOW, THEREFORE, the Camden Entities and the Commission, through its attorneys, hereby stipulate and agree:

1. During such time as the Stay Order is in effect, the Camden Entities will act in good faith to preserve all documents<sup>1</sup> in its possession that contain the search terms (the “Preservation Terms”), attached hereto in Exhibit A.

2. The parties agree that the Camden Entities’ maintenance of documents containing the Preservation Terms is not an agreement that such documents are relevant or would be within the scope of a reasonable Rule 45 subpoena in this matter. Rather, the parties expressly agree to reserve all rights concerning the appropriate scope of any subpoena issued by the Commission.

3. Following the end of the Stay Order, the Commission will act in good faith and, in accordance with the applicable rules of civil procedure, will request from the Camden Entities only those documents that are relevant and proportional to the needs of the case. Likewise, the Commission will take reasonable steps to avoid imposing undue burden or expense on the Camden Entities.

4. Should there come a time during the period when the Stay Order is in effect when the Camden Entities wish to relieve themselves of the obligation to maintain Documents under this Stipulation and Order, it shall provide Commission counsel three weeks’ notice of its intention to seek such relief and the grounds therefore prior to petitioning the Court for such relief.

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<sup>1</sup> For the avoidance of doubt, the term “document” as used in this stipulation includes all electronically stored information with respect to any document, as that term is used in Fed. R. Civ. P. 37(e), and the obligation to preserve documents means an obligation to preserve documents in the original format(s) in which they are created, managed, and stored in the ordinary course of business.

5. Heidi Planck Wayne is entering into this stipulation as the Managing Member of Camden Capital Partners, LLC, and with the knowledge and consent of all other individual(s) or entity(ies) that have authority to make decisions on behalf of Camden Capital Partners, LLC.

Dated: New York, New York

November \_\_, 2019

*November 9, 2019*

CAMDEN REAL ESTATE OPPORTUNITY FUND I, LLC

By: 

Heidi Planck Wayne  
9595 Willshire Blvd Suite 801  
Beverly Hills, California 90212

CAMDEN CAPITAL PARTNERS, LLC

By: 

Heidi Planck Wayne  
9595 Willshire Blvd Suite 801  
Beverly Hills, California 90212

SECURITIES AND EXCHANGE COMMISSION

By: 

Tejal D. Shah  
200 Vesey Street, Suite 400  
New York, New York 10281  
212-336-0121

Attorneys for Plaintiff

**SO ORDERED:**

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UNITED STATES DISTRICT JUDGE

Exhibit A

1920 Bel Air LLC  
administration@bbfund-admin.com  
Appleby  
Atlantic Asset Management LLC  
Ballybunion Captain UK Focus Growth  
Ballybunion Captain UK Focus Growth Fund  
BAM Holdings, LLC  
Bermuda International Insurance Services Limited ("BIISL")  
BFG Socially Responsible Investing Ltd.  
Blatt & Dauman  
BOE Capital LLC  
Bon Aire LLC  
Bonwick Capital Partners LLC  
Brian Quinn  
Bump Networks  
Burnham Asset Management Corporation  
Burnham Financial Group  
Burnham Securities Inc.  
Calvert Capital Partners G.P.  
Catalyst  
Century Investments  
Century Investments LP  
CKR Law LLP  
Code Rebel Corporation  
Colaris Ventures  
COR Capital, Inc.  
COR Capital, LLC  
COR Clearing  
Cor Financial Holdings (HK)  
COR Financial Holdings (HK), Ltd.  
COR Fund Advisors, LLC  
COR International  
COR Securities Holdings Inc.  
Dan White Trust Account  
Daniel D. White  
David Ezekiel  
Dilworth Paxson LLP  
Edward Czucker  
EGS LLC  
Fondinvest Capital

Forces Vives  
Fulton & Meyer  
Fulton & Meyer LLC  
George Baker  
Gerova  
GMT Duncan LLC  
Haynes Investments, LLC  
Hughes Capital Management LLC  
Insurance Company of the Americas (“ICA”)  
Inversiones Balesia  
Isaac Capital Group  
Ken Hobbs  
Kyle Wool  
Luxury Asset Lending  
M. Bloom Development Corp.  
Mark Waddington  
Olshan Frome Wolosky LLP  
Palazzo de Cielo Trust  
Private Equity Management Ltd.  
Prospect Global Resources Inc.  
Rosemary & Rue LLC  
Rosemont Capital Management LLC  
Rosemont Seneca Bohai LLC  
Rosemont Seneca Partners  
RSB LLC  
Samuel Buxton  
Seymour Capital  
Sovereign Nations Development Corp.  
Steve Horowitz  
The Clifford Wolff Law Firm  
Thorsdale Fiduciary & Guaranty Co. Ltd.  
Threat Deterrence Capital  
Thunder Valley Engineering  
Valor Group, Ltd.  
Valorlife Lebensversicherungs AG  
VL Assurance (Bermuda) Ltd.  
Wakpamni Lake Community Corp.  
Wealth Assurance Holdings Ltd.  
Wealth Assurance Holdings Ltd. (NV)  
Wealth Assurance Private Client Corp.  
Wealth-Assurance AG